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UNITED NATIONS RELIEF AND WORDS AGENCY FOR PALESTINE REFUGEES IN THE NEAR EAST

Report of the Special Political and Decolonization Committee (Fourth Committee)

Rapporteur: Mr. Dieudonné NDIAYE (Gabon)

I. INTRODUCTION

1. At its 3rd plenary meeting, on 23 September 1994, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its forty-ninth session the item entitled "United Nations Relief and Works Agency for Palestine Refugees in the Near East" and to allocate it to the Special Political and Decolonization Committee (Fourth Committee).

2. The Fourth Committee considered the item at its 15th to 17th and 25th to 28th meetings, on 1 to 3, 17, 18, 23 and 30 November 1994 (see A/C.4/49/SR.15-17, 25-28). The general debate on the item took place at the 15th to 17th meetings, on 1 to 3 November.

3. The Committee had before it the following documents:

(a) Report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East for the period from 1 July 1993 to 30 June 1994; 1/

(b) Report of the Working Group on the Financing of the United Nations Relief and Works Agency for Palestine Refugees in the Near East (A/49/570);

1/ Official Records of the General Assembly, Forty-ninth Session, Supplement No. 13 (A/49/13).

(c) Report of the Secretary-General submitted in pursuance of General Assembly resolution 48/40 D of 10 December 1993 (A/49/439);

(d) Report of the Secretary-General submitted in pursuance of General Assembly resolution 48/40 E of 10 December 1993 (A/49/440);

(e) Report of the Secretary-General submitted in pursuance of General Assembly resolution 48/40 F of 10 December 1993 (A/49/441);

(f) Report of the Secretary-General submitted in pursuance of General Assembly resolution 48/40 H of 10 December 1993 (A/49/442);

(g) Report of the Secretary-General submitted in pursuance of General Assembly resolution 48/40 J of 10 December 1993 (A/49/443);

(h) Report of the Secretary-General submitted in pursuance of General Assembly resolution 48/40 G of 10 December 1993 (A/49/488);

(i) Report of the Secretary-General submitted in pursuance of General Assembly resolution 48/40 I of 10 December 1993 (A/49/505);

(j) Note by the Secretary-General transmitting the report of the United Nations Conciliation Commission for Palestine, in accordance with paragraph 6 of General Assembly resolution 512 (VI) of 26 January 1952 and paragraph 4 of Assembly resolution 48/40 A of 10 December 1993 (A/49/509).

4. The Committee also had before it the following documents:

(a) Letter dated 29 July 1994 from the Permanent Observer for Palestine to the United Nations addressed to the Secretary-General (A/49/288-S/1994/903);

(b) Letter dated 28 September 1994 from the Permanent Representative of Pakistan to the United Nations addressed to the Secretary-General transmitting the texts of the final communiqué and resolutions adopted by the Islamic Conference of Foreign Ministers at its seventh extraordinary session, held at Islamabad from 7 to 9 September 1994 (A/49/448).

5. At its 15th meeting, on 1 November, the Committee heard a statement by the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East (UNRWA), who introduced his report (see A/C.4/49/SR.15).

6. At the same meeting, the representative of Norway, in his capacity as Rapporteur of the Working Group on the Financing of UNRWA, introduced the report of the Working Group (see A/C.4/49/SR.15).

7. At the 17th meeting, on 3 November, the Commissioner-General of UNRWA made a concluding statement (see A/C.4/49/SR.17).

8. At the 15th and 28th meetings, on 1 and 30 November, the Permanent Observer for Palestine made a statement (see A/C.4/49/SR.15 and 28).

II. CONSIDERATION OF PROPOSALS

A. Draft resolution A/C.4/49/L.13

9. At the 28th meeting, on 30 November, the representative of Germany, on behalf of the States Members of the United Nations that are members of the European Union and Austria, Finland, Norway and Sweden, introduced a draft resolution entitled "Assistance to Palestine refugees" (A/C.4/49/L.13), which was finally sponsored by Austria, Bangladesh, Belgium, Denmark, Finland, France, Germany, Greece, Ireland, Italy, Luxembourg, Malaysia, the Netherlands, Norway, Portugal, Spain, Sweden and the United Kingdom of Great Britain and Northern Ireland.

10. At the same meeting, the Committee adopted draft resolution A/C.4/49/L.13 by a recorded vote of 130 to none, with 5 abstentions (see para. 23, draft resolution A). 2/ The voting was as follows:

In favour: Algeria, Andorra, Argentina, Armenia, Australia, Austria, Azerbaijan, Bahamas, Bahrain, Bangladesh, Barbados, Belarus, Belgium, Benin, Bolivia, Botswana, Brazil, Brunei Darussalam, Bulgaria, Burkina Faso, Burundi, Cameroon, Canada, Cape Verde, Chile, China, Colombia, Congo, Côte d'Ivoire, Cuba, Cyprus, Czech Republic, Democratic People's Republic of Korea, Denmark, Djibouti, Ecuador, Egypt, Estonia, Ethiopia, Fiji, Finland, France, Gabon, Germany, Ghana, Greece, Guinea, Guyana, Haiti, Hungary, Iceland, India, Indonesia, Iraq, Ireland, Italy, Jamaica, Japan, Jordan, Kazakhstan, Kenya, Kuwait, Lao People's Democratic Republic, Latvia, Libyan Arab Jamahiriya, Liechtenstein, Lithuania, Luxembourg, Malaysia, Maldives, Mali, Malta, Mauritania, Mexico, Micronesia (Federated States of), Mongolia, Morocco, Mozambique, Myanmar, Namibia, Nepal, Netherlands, New Zealand, Nicaragua, Niger, Nigeria, Norway, Oman, Pakistan, Panama, Papua New Guinea, Paraguay, Peru, Philippines, Poland, Portugal, Qatar, Republic of Korea, Republic of Moldova, Romania, Russian Federation, Saudi Arabia, Senegal, Sierra Leone, Singapore, Slovakia, South Africa, Spain, Sri Lanka, Sudan, Suriname, Swaziland, Sweden, Thailand, the former Yugoslav Republic of Macedonia, Togo, Trinidad and Tobago, Tunisia, Turkey, Uganda, Ukraine, United Arab Emirates, United Kingdom of Great Britain and Northern Ireland, United Republic of Tanzania, Uruguay, Venezuela, Viet Nam, Yemen, Zambia, Zimbabwe.

Against: None.

Abstaining: Israel, Lebanon, Marshall Islands, Syrian Arab Republic, United States of America.

2/ Statements in explanation of vote were made by the representatives of Israel, the Syrian Arab Republic, the Russian Federation, the United States of America, Japan, the Islamic Republic of Iran, the Sudan and Iraq.

B. Draft resolution A/C.4/49/L.14

11. At the 28th meeting, on 30 November, the representative of the Netherlands, introduced a draft resolution entitled "Working Group on the Financing of the United Nations Relief and Works Agency for Palestine Refugees in the Near East" (A/C.4/49/L.14), which was finally sponsored by Australia, Austria, Bangladesh, Belgium, Canada, Cyprus, Denmark, Finland, France, Germany, Greece, Indonesia, Ireland, Italy, Luxembourg, Malaysia, the Netherlands, New Zealand, Norway, the Philippines, Portugal, Spain, Sweden, Turkey, the United Kingdom of Great Britain and Northern Ireland and the United States of America.

12. At the same meeting, the Committee adopted draft resolution A/C.4/49/L.14 without a vote (see para. 23, draft resolution B).

C. Draft resolution A/C.4/49/L.15

13. At the 28th meeting, on 30 November, the representative of Indonesia introduced a draft resolution entitled "Persons displaced as a result of the June 1967 and subsequent hostilities" (A/C.4/49/L.15), which was finally sponsored by Bangladesh, Brunei Darussalam, Djibouti, Egypt, Indonesia, Jordan, Malaysia, the Sudan, Tunisia, the United Arab Emirates and Yemen.

14. At the same meeting, the Committee adopted draft resolution A/C.4/49/L.15 by a recorded vote of 130 to 2, with 3 abstentions (see para. 23, draft resolution C). 2/ The voting was as follows:

In favour: Algeria, Andorra, Argentina, Armenia, Australia, Austria, Azerbaijan, Bahamas, Bahrain, Bangladesh, Barbados, Belarus, Belgium , Benin, Bolivia, Botswana, Brazil, Brunei Darussalam, Bulgaria, Burkina Faso, Burundi, Cameroon, Canada, Cape Verde, Chile, China, Colombia, Congo, Côte d'Ivoire, Cuba, Cyprus, Czech Republic, Democratic People's Republic of Korea, Denmark, Djibouti, Ecuador, Egypt, Estonia, Ethiopia, Fiji, Finland, France, Gabon, Germany, Ghana, Greece, Guinea, Guyana, Haiti, Hungary, Iceland, India, Indonesia, Iran (Islamic Republic of), Iraq, Ireland, Italy, Jamaica, Jordan, Kazakhstan, Kenya, Kuwait, Lao People's Democratic Republic, Latvia, Lebanon, Libyan Arab Jamahiriya, Liechtenstein, Lithuania, Luxembourg, Malaysia, Maldives, Mali, Malta, Mauritania, Mexico, Mongolia, Morocco, Mozambique, Myanmar, Namibia, Nepal, Netherlands, New Zealand, Nicaragua, Niger, Nigeria, Norway, Oman, Pakistan, Panama, Papua New Guinea, Paraguay, Peru, Philippines, Poland, Portugal, Qatar, Republic of Korea, Republic of Moldova, Romania, Russian Federation, Saudi Arabia, Senegal, Sierra Leone, Singapore, Slovakia, South Africa, Spain, Sri Lanka, Sudan, Suriname, Swaziland, Sweden, Syrian Arab Republic, Thailand, the former Yugoslav Republic of Macedonia, Trinidad and Tobago, Tunisia, Turkey, Uganda, Ukraine, United Arab Emirates, United Kingdom of Great Britain and Northern Ireland, United Republic of Tanzania, Uruguay, Venezuela, Viet Nam, Yemen, Zambia, Zimbabwe.

Against: Israel, United States of America.

Abstaining: Japan, Marshall Islands, Micronesia (Federated States of).

D. Draft resolution A/C.4/49/L.16

15. At the 28th meeting, on 30 November, the representative of Indonesia introduced a draft resolution entitled "Offers by Member States of grants and scholarships for higher education including vocational training, for Palestine refugees" (A/C.4/49/L.16), which was finally sponsored by Bangladesh, Brazil, Brunei Darussalam, Djibouti, Egypt, India, Indonesia, Jordan, Malaysia the Sudan, Tunisia, the United Arab Emirates and Yemen.

16. At the same meeting, the Committee adopted draft resolution A/C.4/49/L.16 by a recorded vote of 135 to none, with 1 abstention (see para. 23, draft resolution D). 2/ The voting was as follows:

In favour: Algeria, Andorra, Argentina, Armenia, Australia, Austria, Azerbaijan, Bahamas, Bahrain, Bangladesh, Barbados, Belarus, Belgium, Benin, Bolivia, Botswana, Brazil, Brunei Darussalam, Bulgaria, Burkina Faso, Burundi, Cameroon, Canada, Cape Verde, Chile, China, Colombia, Congo, Côte d'Ivoire, Cuba, Cyprus, Czech Republic, Democratic People's Republic of Korea, Denmark, Djibouti, Ecuador, Egypt, Estonia, Ethiopia, Fiji, Finland, France, Gabon, Germany, Ghana, Greece, Guinea, Guyana, Haiti, Hungary, Iceland, India, Indonesia, Iran (Islamic Republic of), Iraq, Ireland, Italy, Jamaica, Japan, Jordan, Kazakhstan, Kenya, Kuwait, Lao People's Democratic Republic, Latvia, Lebanon, Libyan Arab Jamahiriya, Liechtenstein, Lithuania, Luxembourg, Malaysia, Maldives, Mali, Malta, Marshall Islands, Mauritania, Mexico, Micronesia (Federated States of), Mongolia, Morocco, Mozambique, Myanmar, Namibia, Nepal, Netherlands, New Zealand, Nicaragua, Niger, Nigeria, Norway, Oman, Pakistan, Panama, Papua New Guinea, Paraguay, Peru, Philippines, Poland, Portugal, Qatar, Republic of Korea, Republic of Moldova, Romania, Russian Federation, Saudi Arabia, Senegal, Sierra Leone, Singapore, Slovakia, South Africa, Spain, Sri Lanka, Sudan, Suriname, Swaziland, Sweden, Syrian Arab Republic, Thailand, the former Yugoslav Republic of Macedonia, Togo, Trinidad and Tobago, Tunisia, Turkey, Uganda, Ukraine, United Arab Emirates, United Kingdom of Great Britain and Northern Ireland, United Republic of Tanzania, United States of America, Uruguay, Venezuela, Viet Nam, Yemen, Zambia, Zimbabwe.

Against: None.

Abstaining: Israel.

E. Draft resolution A/C.4/49/L.17

17. At the 28th meeting, on 30 November, the representative of Indonesia introduced a draft resolution entitled "Operations of the United Nations Relief and Works Agency for Palestine Refugees in the Near East" (A/C.4/49/L.17), which was finally sponsored by Bangladesh, Djibouti, Egypt, Indonesia, Jordan, Malaysia, the Sudan, Tunisia, the United Arab Emirates and Yemen.

18. At the same meeting, the Committee adopted draft resolution A/C.4/49/L.17 by a recorded vote of 129 to 2, with 4 abstentions (see para. 23, draft resolution E). 2/ The voting was as follows:

In favour: Algeria, Andorra, Argentina, Armenia, Australia, Austria, Azerbaijan, Bahamas, Bahrain, Bangladesh, Barbados, Belarus, Belgium, Benin, Bolivia, Botswana, Brazil, Brunei Darussalam, Bulgaria, Burkina Faso, Burundi, Cameroon, Canada, Cape Verde, Chile, China, Colombia, Congo, Côte d'Ivoire, Cuba, Cyprus, Czech Republic, Democratic People's Republic of Korea, Denmark, Djibouti, Ecuador, Egypt, Estonia, Fiji, Finland, France, Gabon, Germany, Ghana, Greece, Guinea, Guyana, Haiti, Hungary, Iceland, India, Indonesia, Iran (Islamic Republic of), Iraq, Ireland, Italy, Jamaica, Jordan, Kazakhstan, Kenya, Kuwait, Lao People's Democratic Republic, Latvia, Lebanon, Libyan Arab Jamahiriya, Liechtenstein, Lithuania, Luxembourg, Malaysia, Maldives, Mali, Malta, Mauritania, Mexico, Mongolia, Morocco, Mozambique, Myanmar, Namibia, Nepal, Netherlands, New Zealand, Nicaragua, Niger, Nigeria, Norway, Oman, Pakistan, Panama, Papua New Guinea, Paraguay, Peru, Philippines, Poland, Portugal, Qatar, Republic of Korea, Republic of Moldova, Romania, Saudi Arabia, Senegal, Sierra Leone, Singapore, Slovakia, South Africa, Spain, Sri Lanka, Sudan, Suriname, Swaziland, Sweden, Syrian Arab Republic, Thailand, the former Yugoslav Republic of Macedonia, Togo, Trinidad and Tobago, Tunisia, Turkey, Uganda, Ukraine, United Arab Emirates, United Kingdom of Great Britain and Northern Ireland, United Republic of Tanzania, Uruguay, Venezuela, Viet Nam, Yemen, Zambia, Zimbabwe.

Against: Israel, United States of America.

Abstaining: Japan, Marshall Islands, Micronesia (Federated States of), Russian Federation.

F. Draft resolution A/C.4/49/L.18

19. At the 28th meeting, on 30 November, the representative of Indonesia introduced a draft resolution entitled "Revenues derived from Palestine refugees' properties" (A/C.4/49/L.18), which was finally sponsored by Bangladesh, Brunei Darussalam, Djibouti, Egypt, Indonesia, Jordan, Malaysia, the Sudan, Tunisia, the United Arab Emirates and Yemen.

20. At the same meeting, the Committee adopted draft resolution A/C.4/49/L.18 by a recorded vote of 91 to 2, with 40 abstentions (see para. 23, draft resolution F). 2/ The voting was as follows:

In favour: Algeria, Andorra, Azerbaijan, Bahamas, Bahrain, Bangladesh, Barbados, Benin, Bolivia, Botswana, Brazil, Brunei Darussalam, Burkina Faso, Burundi, Cameroon, Cape Verde, Chile, China, Colombia, Congo, Côte d'Ivoire, Cuba, Cyprus, Democratic People's Republic of Korea, Djibouti, Ecuador, Egypt, Fiji, France, Gabon, Ghana, Greece, Guinea, Guyana, Haiti, India, Indonesia, Iran (Islamic Republic of), Iraq, Ireland, Jamaica, Jordan, Kuwait, Lao People's Democratic Republic, Lebanon, Libyan Arab Jamahiriya, Malaysia, Maldives, Mali, Malta, Mauritania, Mexico, Mongolia, Morocco, Mozambique, Myanmar, Namibia, Nepal, Nicaragua, Niger, Nigeria, Oman, Pakistan, Panama, Paraguay, Peru, Philippines, Qatar, Republic of Korea, Saudi Arabia, Senegal, Sierra Leone, Singapore, South Africa, Spain, Sudan, Suriname, Syrian Arab Republic, Thailand, Togo, Trinidad and Tobago, Tunisia, Uganda, United Arab Emirates, United Republic of Tanzania, Uruguay, Venezuela, Viet Nam, Yemen, Zambia, Zimbabwe.

Against: Israel, United States of America.

Abstaining: Argentina, Armenia, Australia, Austria, Belarus, Belgium, Bulgaria, Canada, Czech Republic, Denmark, Estonia, Finland, Germany, Hungary, Iceland, Italy, Japan, Kazakhstan, Kenya, Latvia, Liechtenstein, Lithuania, Luxembourg, Marshall Islands, Micronesia (Federated States of), Netherlands, New Zealand, Norway, Papua New Guinea, Poland, Portugal, Republic of Moldova, Romania, Russian Federation, Slovakia, Sweden, the former Yugoslav Republic of Macedonia, Turkey, Ukraine, United Kingdom of Great Britain and Northern Ireland.

G. Draft resolution A/C.4/49/L.19

21. At the 28th meeting, on 30 November, the representative of Indonesia introduced a draft resolution entitled "University of Jerusalem 'Al-Quds' for Palestine refugees" (A/C.4/49/L.19), which was finally sponsored by Bangladesh, Brunei Darussalam, Djibouti, Egypt, Indonesia, Jordan, Malaysia, the Sudan, Tunisia, the United Arab Emirates and Yemen.

22. At the same meeting, the Committee adopted draft resolution A/C.4/49/L.19 by a recorded vote of 129 to 2, with 2 abstentions (see para. 23, draft resolution G). 2/ The voting was as follows:

In favour: Algeria, Andorra, Argentina, Armenia, Australia, Austria, Azerbaijan, Bahamas, Bahrain, Bangladesh, Barbados, Belarus, Belgium, Benin, Bolivia, Botswana, Brazil, Brunei Darussalam, Bulgaria, Burkina Faso, Burundi, Cameroon, Canada, Cape Verde, Chile, China, Colombia, Congo, Côte d'Ivoire, Cuba, Cyprus,

Czech Republic, Democratic People's Republic of Korea, Denmark, Djibouti, Ecuador, Egypt, Estonia, Ethiopia, Fiji, Finland, France, Gabon, Germany, Greece, Guinea, Guyana, Haiti, Hungary, Iceland, India, Indonesia, Iran (Islamic Republic of), Iraq, Ireland, Italy, Jamaica, Jordan, Kazakhstan, Kenya, Kuwait, Lao People's Democratic Republic, Latvia, Lebanon, Libyan Arab Jamahiriya, Liechtenstein, Lithuania, Luxembourg, Malaysia, Maldives, Mali, Malta, Marshall Islands, Mauritania, Mexico, Micronesia (Federated States of), Mongolia, Morocco, Mozambique, Myanmar, Namibia, Nepal, Netherlands, New Zealand, Nicaragua, Niger, Nigeria, Norway, Oman, Pakistan, Panama, Papua New Guinea, Paraguay, Peru, Philippines, Poland, Portugal, Qatar, Republic of Korea, Republic of Moldova, Romania, Saudi Arabia, Senegal, Sierra Leone, Singapore, Slovakia, South Africa, Spain, Sudan, Suriname, Sweden, Syrian Arab Republic, Thailand, the former Yugoslav Republic of Macedonia, Togo, Trinidad and Tobago, Tunisia, Turkey, Uganda, Ukraine, United Arab Emirates, United Kingdom of Great Britain and Northern Ireland, United Republic of Tanzania, Uruguay, Venezuela, Viet Nam, Yemen, Zambia, Zimbabwe.

Against: Israel, United States of America.

Abstaining: Japan, Russian Federation.

III. RECOMMENDATIONS OF THE SPECIAL POLITICAL AND DECOLONIZATION COMMITTEE (FOURTH COMMITTEE)

23. The Special Political and Decolonization Committee (Fourth Committee) recommends to the General Assembly the adoption of the following draft resolutions:

United Nations Relief and Works Agency for Palestine Refugees in the Near East

A

Assistance to Palestine refugees

The General Assembly,

Recalling its resolution 48/40 A and all its previous resolutions on the question, including resolution 194 (III) of 11 December 1948,

Taking note of the report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East covering the period from 1 July 1993 to 30 June 1994, 3/

Welcoming the signature by the Government of the State of Israel and the Palestine Liberation Organization of the Declaration of Principles on Interim Self-Government Arrangements 4/ and the subsequent implementation agreements,

Commending the work of the Multilateral Working Group on Refugees of the Middle East Peace Process,

Welcoming the appointment by the Secretary-General of a Special Coordinator in the Occupied Territories,

Welcoming also the decision to transfer the headquarters of the United Nations Relief and Works Agency for Palestine Refugees in the Near East to its area of operation,

1. Notes with regret that repatriation or compensation of the refugees, as provided for in paragraph 11 of its resolution 194 (III), has not yet been effected and that, therefore, the situation of the refugees continues to be a matter of concern;

2. Expresses its thanks to the Commissioner-General and to all the staff of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, recognizing that the Agency is doing all it can within the limits of available resources, and also expresses its thanks to the specialized agencies and to private organizations for their valuable work in assisting refugees;

3. Endorses the Secretary-General's decision to transfer the headquarters of the Agency, requests the Commissioner-General to implement this decision in a manner which does not adversely affect the efficient and continued running of the Agency in all fields of its area of operation, and requests the Secretary-General to produce a detailed financial plan to present to the Working Group on the Financing of the United Nations Relief and Works Agency for Palestine Refugees in the Near East as soon as possible and in any case before the transfer takes place;

4. Notes with regret that the United Nations Conciliation Commission for Palestine has been unable to find a means of achieving progress in the implementation of paragraph 11 of General Assembly resolution 194 (III), 5/ and requests the Commission to exert continued efforts towards the implementation of that paragraph and to report to the Assembly as appropriate, but not later than 1 September 1995;

3/ Official Records of the General Assembly, Forty-ninth Session, Supplement No. 13 (A/49/13).

4/ A/48/486-S/26560, annex.

5/ See A/49/509, annex.

5. Notes the significant success of the peace implementation programme of the Agency during the first year after the signing of the Declaration of Principles on Interim Self-Government Arrangements;

6. Welcomes the results of the Conference to Support Middle East Peace, held in Washington, D.C., on 1 October 1993, concerning urgent financial and economic assistance in support of the economic and social development of the Palestinian people, also welcomes contributions by Member States to this end, and urges all Member States to extend and expedite aid and assistance with a view to the economic and social development of the occupied territories;

7. Directs attention to the continuing seriousness of the financial position of the Agency, as outlined in the report of the Commissioner-General;

8. Notes with profound concern that the structural deficit problem confronting the Agency portends an almost certain decline in the living conditions of Palestine refugees and that it, therefore, has possible consequences for the peace process;

9. Calls upon all Governments, as a matter of urgency, to make the most generous efforts possible to meet the anticipated needs of the Agency, including the costs of moving the headquarters to Gaza, and urges non-contributing Governments to contribute regularly and contributing Governments to consider increasing their regular contributions.

B

Working Group on the Financing of the United Nations Relief and Works Agency for Palestine Refugees in the Near East

The General Assembly,

Recalling its resolutions 2656 (XXV) of 7 December 1970, 2728 (XXV) of 15 December 1970, 2791 (XXVI) of 6 December 1971, 48/40 B of 10 December 1993 and the previous resolutions on this question,

Recalling also its decision 36/462 of 16 March 1982, by which it took note of the special report of the Working Group on the Financing of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, 6/

Having considered the report of the Working Group, 7/

Taking into account the report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, covering the period from 1 July 1993 to 30 June 1994, 3/

6/ A/36/866 and Corr.1; see also A/37/591.

7/ A/49/570.

Deeply concerned about the critical financial situation of the Agency, which has affected and affects the continuation of the provision of the necessary Agency services to the Palestine refugees, including the emergency-related programmes,

Emphasizing the continuing need for extraordinary efforts in order to maintain, at least at the current minimum level, the activities of the Agency, as well as to enable the Agency to carry out essential construction,

1. Commends the Working Group on the Financing of the United Nations Relief and Works Agency for Palestine Refugees in the Near East for its efforts to assist in ensuring the financial security of the Agency;

2. Takes note with approval of the report of the Working Group;

3. Requests the Working Group to continue its efforts, in cooperation with the Secretary-General and the Commissioner-General, for the financing of the Agency for a further period of one year;

4. Requests the Secretary-General to provide the necessary services and assistance to the Working Group for the conduct of its work.

C

Persons displaced as a result of the June 1967 and subsequent hostilities

The General Assembly,

Recalling its resolutions 2252 (ES-V) of 4 July 1967 and 2341 B (XXI) of 19 December 1967, and all subsequent related resolutions,

Recalling also Security Council resolutions 237 (1967) of 14 June 1967 and 259 (1968) of 27 September 1968,

Taking note of the report of the Secretary-General submitted in pursuance of General Assembly resolution 48/40 F of 10 December 1993, 8/

Taking note also of the report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, covering the period from 1 July 1993 to 30 June 1994, 3/

Concerned about the continued human suffering resulting from the June 1967 and subsequent hostilities,

Taking note of the relevant provisions of the Declaration of Principles on Interim Self-Government Arrangements, 4/ signed by the Government of Israel and the Palestine Liberation Organization, with regard to the modalities for the admission of persons displaced in 1967,

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8/ A/49/441.

1. Reaffirms the right of all persons displaced as a result of the June 1967 and subsequent hostilities to return to their homes or former places of residence in the territories occupied by Israel since 1967;

2. Expresses the hope for an accelerated return of displaced persons through the mechanism agreed upon by the parties in article XII of the Declaration of Principles on Interim Self-Government Arrangements;

3. Endorses, in the meanwhile, the efforts of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East to continue to provide humanitarian assistance, as far as practicable, on an emergency basis, and as a temporary measure, to persons in the area who are currently displaced and in serious need of continued assistance as a result of the June 1967 and subsequent hostilities;

4. Strongly appeals to all Governments and to organizations and individuals to contribute generously to the Agency and to the other intergovernmental and non-governmental organizations concerned for the above purposes;

5. Requests the Secretary-General, after consulting with the Commissioner-General of the Agency, to report to the General Assembly before its fiftieth session on the progress made with regard to the implementation of the present resolution.

D

Offers by Member States of grants and scholarships for higher education, including vocational training, for Palestine refugees

The General Assembly,

Recalling its resolution 212 (III) of 19 November 1948 on assistance to Palestine refugees,

Recalling also its resolutions 35/13 B of 3 November 1980, 36/146 H of 16 December 1981, 37/120 D of 16 December 1982, 38/83 D of 15 December 1983, 39/99 D of 14 December 1984, 40/165 D of 16 December 1985, 41/69 D of 3 December 1986, 42/69 D of 2 December 1987, 43/57 D of 6 December 1988, 44/47 D of 8 December 1989, 45/73 D of 11 December 1990, 46/46 D of 9 December 1991, 47/69 D of 14 December 1992 and 48/40 D of 10 December 1993,

Cognizant of the fact that the Palestine refugees have, for the last four decades, lost their homes, lands and means of livelihood,

Having considered the report of the Secretary-General, 9/

9/ A/49/439.

Having also considered the report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, covering the period from 1 July 1993 to 30 July 1994, 3/

1. Urges all States to respond to the appeal in its resolution 32/90 F of 13 December 1977 and reiterated in subsequent relevant resolutions in a manner commensurate with the needs of Palestine refugees for higher education, including vocational training;

2. Strongly appeals to all States, specialized agencies and non-governmental organizations to augment the special allocations for grants and scholarships to Palestine refugees, in addition to their contributions to the regular budget of the United Nations Relief and Works Agency for Palestine Refugees in the Near East;

3. Expresses its appreciation to all Governments, specialized agencies and non-governmental organizations that responded favourably to its resolutions 41/69 D, 42/69 D, 43/57 D, 44/47 D, 45/73 D, 46/46 D, 47/69 D and 48/40 D;

4. Invites the relevant specialized agencies and other organizations of the United Nations system to continue, within their respective spheres of competence, to extend assistance for higher education to Palestine refugee students;

5. Appeals to all States, specialized agencies and the United Nations University to contribute generously to the Palestinian universities in the Palestinian territory occupied by Israel since 1967, including, in due course, the proposed University of Jerusalem "Al-Quds" for Palestine refugees;

6. Appeals to all States, specialized agencies and other international bodies to contribute towards the establishment of vocational training centres for Palestine refugees;

7. Requests the Agency to act as the recipient and trustee for the special allocations for grants and scholarships and to award them to qualified Palestine refugee candidates;

8. Requests the Secretary-General to report to the General Assembly at its fiftieth session on the implementation of the present resolution.

E

Operations of the United Nations Relief and Works Agency for Palestine Refugees in the Near East

The General Assembly,

Recalling its resolutions 194 (III) of 11 December 1948, 212 (III) of 19 November 1948, 302 (IV) of 8 December 1949 and all subsequent related resolutions,

Recalling also the relevant Security Council resolutions,

Having considered the report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, covering the period from 1 July 1993 to 30 June 1994, 3/

Taking note of the letter dated 15 September 1994 from the Chairman of the Advisory Commission of the United Nations Relief and Works Agency for Palestine Refugees in the Near East addressed to the Commissioner-General, contained in the report of the Commissioner-General,

Having considered the reports of the Secretary-General submitted in pursuance of General Assembly resolutions 48/40 E, 10/ 48/40 H 11/ and 48/40 J 12/ of 19 December 1993,

Recalling Articles 100, 104 and 105 of the Charter of the United Nations and the Convention on the Privileges and Immunities of the United Nations, 13/

Affirming the applicability of the Fourth Geneva Convention of 12 August 1949 14/ to the Palestinian territory occupied since 1967, including Jerusalem,

Aware of the fact that Palestine refugees have, for over four decades, lost their homes, lands and means of livelihood,

Aware also of the continuing needs of Palestine refugees throughout the occupied Palestinian territory and in the other fields of operation, namely in Lebanon, Jordan and the Syrian Arab Republic,

Expressing its appreciation for the role which has been played by the United Nations Relief and Works Agency for Palestine Refugees in the Near East over the years in the service of the Palestine refugees, and aware of the importance of its presence and the increase in its work in the new circumstances,

Aware further of the valuable work done by the refugee affairs officers of the Agency in providing protection to the Palestinian people, in particular Palestinian refugees,

Deeply concerned about the critical financial situation of the Agency and its effect on the continuity of provision of necessary Agency services to the Palestine refugees, including the emergency-related programmes,

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10/ A/49/440.

11/ A/49/442.

12/ A/49/443.

13/ Resolution 22 A (I).

14/ United Nations, Treaty Series, vol. 75, No. 973.

Aware of the initiation of the new peace implementation programme of the Agency,

Convinced of the necessity of the transfer of the headquarters of the Agency to the occupied Palestinian territory as part of the area of operation of the Agency,

Welcoming the signing of the Declaration of Principles on Interim Self-Government Arrangements 4/ by the Government of Israel and the Palestine Liberation Organization, and the subsequent implementation agreements, including the Agreement on the Gaza Strip and the Jericho Area of 4 May 1994, 15/

Taking note of the agreement reached on 24 June 1994, embodied in an exchange of letters between the United Nations Relief and Works Agency for Palestine Refugees in the Near East and the Palestine Liberation Organization, 16/

Recalling its decision 48/417 of 10 December 1993 on the establishment of a working relationship between the Advisory Commission of the Agency and the Palestine Liberation Organization,

1. Expresses its appreciation to the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, as well as to all the staff of the Agency, for their tireless efforts and valuable work;

2. Expresses its appreciation also to the Advisory Commission of the Agency, and requests it to continue its efforts and to keep the Assembly informed on its activities, including the full implementation of General Assembly decision 48/417;

3. Acknowledges the support of the host Governments and the Palestine Liberation Organization for the Agency in the discharge of its duties;

4. Calls upon Israel, the occupying Power, to accept the de jure applicability of the Fourth Geneva Convention of 12 August 1949 14/ and to abide scrupulously by its provisions;

5. Also calls upon Israel to abide by Articles 100, 104 and 105 of the Charter of the United Nations and the Convention on the Privileges and Immunities of the United Nations 13/ with regard to the safety of the personnel of the Agency and the protection of its institutions and the safeguarding of the security of the facilities of the Agency in the occupied Palestinian territory, including Jerusalem;

15/ A/49/180-S/1994/727, annex.

16/ Official Records of the General Assembly, Forty-ninth Session, Supplement No. 13 (A/49/13), annex I.

6. Calls once again upon the Government of Israel to compensate the Agency for damages to its property and facilities resulting from actions by the Israeli side;

7. Requests the Commissioner-General to proceed with the issuance of identification cards for Palestine refugees and their descendants in the occupied Palestinian territory;

8. Notes that the new context created by the signing of the Declaration of Principles on Interim Self-Government Arrangements 4/ by the Government of Israel and the Palestine Liberation Organization and subsequent implementation agreements has had major consequences for the activities of the Agency, which is henceforth called upon, in close cooperation with the Special Coordinator in the Occupied Territories, the specialized agencies and the World Bank, to continue to contribute towards the development of economic and social stability in the occupied territory;

9. Notes also that the functioning of the Agency remains essential in all fields of operation;

10. Notes further the significant success of the peace implementation programme of the Agency during the first year following the signing of the Declaration of Principles;

11. Urges all States, specialized agencies and non-governmental organizations to continue and to increase their contributions to the Agency so as to ease the current financial constraints and to support the Agency in maintaining the provision of the most basic and effective assistance to the Palestine refugees.

F

Revenues derived from Palestine refugees' properties

The General Assembly,

Recalling its resolutions 194 (III) of 11 December 1948, 36/146 C of 16 December 1981 and all its subsequent resolutions on the question,

Taking note of the report of the Secretary-General in pursuance of resolution 48/40 G of 10 December 1993, 17/

Taking note also of the report of the United Nations Conciliation Commission for Palestine, covering the period from 1 September 1993 to 31 August 1994, 5/

17/ A/49/488.

Recalling that the Universal Declaration of Human Rights 18/ and the principles of international law uphold the principle that no one shall be arbitrarily deprived of his or her private property,

Considering that the Palestine Arab refugees are entitled to their property and to the income derived therefrom, in conformity with the principles of justice and equity,

Recalling, in particular, its resolution 394 (V) of 14 December 1950, in which it directed the United Nations Conciliation Commission for Palestine, in consultation with the parties concerned, to prescribe measures for the protection of the rights, property and interests of the Palestine Arab refugees,

Taking note of the completion of the programme of identification and evaluation of Arab property, as announced by the United Nations Conciliation Commission for Palestine in its twenty-second progress report, 19/ and of the fact that the Land Office had a schedule of Arab owners and file of documents defining the location, area and other particulars of Arab property,

1. Requests the Secretary-General to take all appropriate steps, in consultation with the United Nations Conciliation Commission for Palestine, for the protection of Arab property, assets and property rights in Israel and to establish a fund for the receipt of income derived therefrom, on behalf of the rightful owners;

2. Calls once more upon Israel to render all facilities and assistance to the Secretary-General in the implementation of the present resolution;

3. Calls upon the Governments of all the other Member States concerned to provide the Secretary-General with any pertinent information in their possession concerning Arab property, assets and property rights in Israel which would assist the Secretary-General in the implementation of the present resolution;

4. Requests the Secretary-General to report to the General Assembly at its fiftieth session on the implementation of the present resolution.

G

University of Jerusalem "Al-Quds" for Palestine refugees

The General Assembly,

Recalling its resolutions 36/146 G of 16 December 1981, 37/120 C of 16 December 1982, 38/83 K of 15 December 1983, 39/99 K of 14 December 1984, 40/165 D and K of 16 December 1985, 41/69 K of 3 December 1986, 42/69 K of 2 December 1987, 43/57 J of 6 December 1988, 44/47 J of 8 December 1989, 45/73 J

18/ Resolution 217 A (III).

19/ Official Records of the General Assembly, Nineteenth Session, Annexes, Annex No. 11, document A/5700.

of 11 December 1990, 46/46 J of 9 December 1991, 47/69 J of 14 December 1992 and 48/40 I of 10 December 1993,

Having considered the report of the Secretary-General, 20/

Having also considered the report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, covering the period from 1 July 1993 to 30 June 1994, 3/

1. Emphasizes the need for strengthening the educational system in the Palestinian territory occupied by Israel since 5 June 1967, including Jerusalem, and specifically the need for the establishment of the proposed university;

2. Requests the Secretary-General to continue to take all necessary measures for establishing the University of Jerusalem "Al-Quds", in accordance with General Assembly resolution 35/13 B of 3 November 1980, giving due consideration to the recommendations consistent with the provisions of that resolution;

3. Calls once more upon Israel, the occupying Power, to cooperate in the implementation of the present resolution and to remove the hindrances that it has put in the way of establishing the University of Jerusalem "Al-Quds";

4. Also requests the Secretary-General to report to the General Assembly at its fiftieth session on the progress made in the implementation of the present resolution.

20/ A/49/505.